

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MAXINE DAVIS,

Plaintiff,

v.

USDC Case No. _____
State Court Case No.: GC-10-0730
Hon. _____

LAW OFFICE OF THOMAS LANDIS,

Defendant.

BRIAN P. PARKER (P48617)
Law Offices of Brian P. Parker, P.C.
Attorney for Plaintiff
30700 Telegraph Road, Suite 1580
Bingham Farms, MI 48025
(248) 642-6268
lemonlaw@ameritech.net

CHARITY A. OLSON (P68295)
Law Offices of Charity A. Olson, P.C.
Attorney for Defendant
22142 West Nine Mile Road
Southfield, MI 48033
(248) 356-4400
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NOTICE OF REMOVAL TO THE
UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF MICHIGAN, SOUTHERN DIVISION

Defendant, Law Offices of Thomas Landis, through its attorney, Charity A. Olson, files this notice of removal pursuant to 28 U.S.C. § 1446 and in support thereof states as follows:

1. On or about February 23, 2010, Plaintiff commenced Civil Action No. GC10-0730 in the 46th Judicial District Court for the State of Michigan. Copies of Plaintiff's Summons and Complaint are attached hereto. To Defendant's knowledge, this is the only process or pleading that has been served upon Defendant or filed in this action.

2. This notice of removal is being filed within thirty (30) days of Defendant's receipt of the Complaint by service or otherwise and is, therefore, timely filed pursuant to 28 U.S.C. § 1446 (b).

3. Plaintiff's Complaint asserts claims arising under the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.*

4. The above-described action is a civil action of which this Court has federal statutory jurisdiction under the provisions of 28 U.S.C. § 1331, and is one which may be removed to this Court by Defendant, pursuant to the provisions of 28 U.S.C. § 1446 in that the claims alleged by Plaintiff, in whole or in part, are governed by the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.*

5. Written notice of the filing of the within Petition for Removal and Notice of Removal has been served by mail on Plaintiff at the address disclosed in the pleadings and a copy has been forwarded by mail to the Clerk of the Court, 46th Judicial District Court, State of Michigan. **Exhibit A.**

6. Defendant has good and sufficient defenses to this action.

7. No previous application for the relief sought herein has been made to this or any other Court.

8. Now, within thirty (30) days of receipt, by service or otherwise, of the copies of the Summons and Complaint filed in the 46th Judicial District Court, State of Michigan, notice is hereby given in accordance with 28 U.S.C. § 1446 of the removal of this action to this Honorable Court.

Respectfully submitted,

s/ Charity A. Olson
CHARITY A. OLSON (P68295)
Law Offices of Charity A. Olson, P.C.
Attorney for Defendant
22142 West Nine Mile Road
Southfield, MI 48033
(248) 356-4400
colson@plunkettcooney.com

April 15, 2010

PROOF OF SERVICE

I, Charity A. Olson, hereby certify that on April 15, 2009, a copy of the Notice of Removal of Cause to the United States District Court for the Eastern District of Michigan, Southern Division, was filed electronically via the Court's ECF system. Notice of this filing will be sent to the following parties by enclosing a copy of same in a pre-addressed, pre-stamped envelope and depositing same in the United States Mail with postage fully paid thereon.

BRIAN P. PARKER, ESQ. (P48617)
Law Offices of Brian P. Parker, P.C.
Attorney for Plaintiff

CLERK OF THE COURT
46th Judicial District Court, State of Michigan

s/ Charity A. Olson
CHARITY A. OLSON (P68295)
Law Offices of Charity A. Olson, P.C.
Attorney for Defendant
22142 West Nine Mile Road
Southfield, MI 48033
(248) 356-4400
colson@plunkettcooney.com

April 15, 2010

STATE OF MICHIGAN 46 th JUDICIAL DISTRICT	SUMMONS AND COMPLAINT	CASE NO. XREBN GC10 0730 HON. SUSAN H. MOISEV Court telephone no. (248) 796-5870
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Plaintiff's name(s), address(es) and telephone no(s). MAXINE DAVIS Plaintiff's attorney, law firm, address, and telephone no. LAW OFFICES OF BRIAN P. PARKER, P.C. BRIAN P. PARKER (P-48617) 30700 Telegraph Road, Suite 1580 Bingham Farms, MI 48025 (248) 642-6268	V	Defendant's name(s), address(es), and telephone no(s). LAW OFFICE OF THOMAS LANDIS 315 E. Girard Ave. Philadelphia, PA 19092
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NOTICE TO THE DEFENDANT: In the name of the people of the State of Michigan, you are notified:

1. You are being sued.
2. YOU HAVE 21 DAYS after receiving this summons to file an answer with the court and serve a copy on the other party or to take other lawful action (28 days if you were served by mail or you were served outside this state).
3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.

4-14-10

Served	This summons expires	Court clerk
2-23-10	5-25-10	DONNA BEAUDET/ ATTORNEY TO SERVE

xx There is no other pending or resolved civil act on arising out of the same transaction or occurrence as alleged in the Complaint.

 A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in . The docket number and assigned judge are:

(Name of court)	
Deputy clerk	Judge

This action remains is no longer pending.

VENUE	
Plaintiff's residence (include city, township, or village)	Defendant's residence (include city, township, or village)
See attached Complaint	See attached Complaint
Place where action arose or business conducted	
See attached Complaint	

I declare that the complaint information above and attached is true to the best of my information, knowledge, and belief.

~~May 1, 2002~~ February 23, 2010

[Signature]
BRIAN P. PARKER (P48617)
Attorney for Plaintiff

COMPLAINT IS STATED ON ATTACHED PAGES. EXHIBITS ARE ATTACHED IF REQUIRED BY COURT RULE.

If you require special accommodations to use the court because of disabilities, please contact the court immediately to make arrangements.

MC 01 (6/96) SUMMONS AND COMPLAINT

MCR 2.101(1)(1), MCR 2.104, MCR 2.107, MCR 2.113(C)(2)(a)(i)

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